

**MINUTES OF A REGULAR MEETING OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK HELD MARCH 18, 2014**

A Regular Meeting of the Lower Alloways Creek Township Committee was held on March 18, 2014 with Mayor Timothy W. Bradway calling the meeting to order at 7:30 p.m.

**STATEMENT OF NOTICE GIVEN**

The Township Clerk read the following statement.

This is a Regular Meeting of the Township Committee of the Township of Lower Alloways Creek being held in compliance with the "Open Public Meetings Act" N.J.S.A. 10:4-6. To insure the right of citizens to have adequate advance notice of and the right to attend meetings of public bodies at which any business affecting them is discussed or acted upon. Advance written notice of this meeting was given by way of an Annual Notice, which was filed with the Lower Alloways Creek Township Clerk, forwarded to the South Jersey Times, posted on the Township's Website and the Bulletin Board in the lobby of the Lower Alloways Creek Township Municipal Building in compliance with said Act.

**FLAG SALUTE** Mayor Bradway led in the Flag Salute.

**ROLL CALL OF COMMITTEE**

**Present:** Mr. Breslin, Mr. Palombo, Mrs. Pompper, Mr. Venable, and Mayor Bradway    **Absent:** None

**OTHERS IN ATTENDANCE:**

Also in attendance were -3- (three) members of the Public and Lewis Fogg, Public Works Foreman; Jack Lynch, Superintendent of Public Works; George Rosenberger, Solicitor and the Township Clerk Ronald L Campbell Sr.

**APPROVAL OF AUDITED VOUCHERS**

Motion (Pompper, Venable) that all properly audited vouchers be paid.

The motion to pay properly audited vouchers passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none      Abstain: none      Absent: none

**MONTHLY REPORTS TO THE COMMITTEE**

The Mayor requested that the minutes reflect that the February 2014 Monthly Reports to the Township Committee have been received from the following Departments and are on file with the Clerk: Police Department, Municipal Court, Tax Collector, Sewer Collector, Construction Office, Engineer, Animal Control and Finance.

**APPROVAL OF THE MINUTES**

Motion (Pompper, Venable) to approve the Regular and Closed Session Minutes of the Meeting held February 18, 2014, the Minutes of the Budget Meeting held on March 4 and the Regular and Closed Session Minutes of the Budget Meeting held March 11, 2014.

Mr. Breslin noted that the March 4<sup>th</sup> and 11<sup>th</sup> Minutes reflect that Mr. Palombo was shown as absent in the vote tallies, when in fact he was present.

Motion (Breslin, Pompper) to amend the Minutes of March 4 and March 11 to reflect Mr. Palombo as present and voting. The motion passed unanimously

The motion to approve the Regular and Closed Session Minutes of the Meeting held February 18, 2014, the Minutes of the Budget Meeting held on March 4 and the Regular and Closed Session Minutes of the Budget Meeting held March 11, 2014 as corrected passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none      Abstain: none      Absent: none

Mayor Bradway asked if any members of the Committee had any objections to deviating from the agenda to allow John T. Lenahan, County Prosecutor to speak with the Committee. No one had any objection.

### **County Prosecutor Remarks**

Mr. Lenahan commented that he had come to the Township's Meeting not only to tell the Committee what a fine group of men work in the Police Department and that the Committee should be proud of both the Police Department and Mr. Sowers who is a fine Director, but to give the Department some needed equipment to do their jobs.

Mr. Lenahan stated that from funds through the County Prosecutor's Office; in car cameras were being given to the Police Department for their use. These cameras are always on and do not need to be activated, this protects the rights of both citizens and the officers as the camera records all events continuously. As the Committee is probably aware, an in car camera recently was able to prove a State Police Trooper had done his job properly when stopping a prominent politician. With Mr. Lenahan was Brian Facemeyer, Chief of Detectives in the Prosecutors Office, he stated that he feels a close connection to LAC and agrees with Mr. Lenahan that the Police Force and the men in it are doing a good service. Mayor Bradway thank them for coming and the donation of the in car cameras.

### **RESOLUTIONS**

Motion (Breslin, Venable) for Resolution 2014-57, a Resolution authorizing Emergency Temporary Appropriations in the amount of \$ 11,600.00.

#### **RESOLUTION 2014-57**

#### **AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS**

WHEREAS, the Township Committee of the Township of Lower Alloways Creek does have need of making Emergency Temporary Appropriations to ensure the Function and Services of the municipality until the 2014 Budget is adopted, and;

WHEREAS, N.J.S.A. 40A:4-20 allows for the addition of Emergency Temporary Appropriations for lawful purposes, for the period between the beginning of the budget year and the date of the adoption of the budget, and;

WHEREAS the Township of Lower Alloways Creek does have need of Emergency Appropriations until the 2014 Budget is finally adopted.

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek does hereby make the following Emergency Temporary Appropriations:

#### **TEMPORARY EMERGENCY APPROPRIATIONS - 2014**

	<b>S/W</b>	<b>O/E</b>
TIDELANDS LICENSE & LEASE FEE		\$5,600.00
CONSTRUCTION CODE	\$1,000.00	
SEWER SYSTEM	\$1,000.00	
TELEPHONE		\$3,000.00
SEWER SYSTEM	\$1,000.00	
<b>OTHER EXPENSE TOTALS</b>		<b>\$8,600.00</b>
<b>SALARY &amp; WAGES</b>		
<b>TOTALS</b>	<b>\$3,000.00</b>	

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TOTAL

\$11,600.00

The motion for Resolution 2014-57, a Resolution authorizing Emergency Temporary Appropriations in the amount of \$ 11,600.00 passed roll call vote of the Township Committee as follows: 5-0

Ayes: Breslin, Venable, Palombo, Pompper and Bradway

Nays: none Abstain: none Absent: none

Motion (Breslin, Venable) for Resolution 2014-58 A Resolution awarding a contract to Franc Environmental of New Jersey, Inc. in the amount of \$ 88.95 per 1000 gallons removed & Disposed and \$ 50.00 per 1000 gallons Transferred for sludge and waste water removal services from April 1, 2014 through March 31, 2016 .

**RESOLUTION 2014- 58**

**A RESOLUTION AWARDING A CONTRACT TO FRANC ENVIRONMENTAL OF NEW JERSEY, INC. FOR SLUDGE AND WASTE WATER REMOVAL SERVICES FROM APRIL 1, 2014 THROUGH MARCH 31, 2016**

WHEREAS, the Township Committee of the Township of Lower Alloways Creek has need of services for sludge and waste water removal at its Sewer Treatment Plants, and;

WHEREAS, the Township Committee had previously authorized the Township Purchasing Agent to solicit bids for sludge and waste water removal services for the Township's Sewer Treatment Plants, and;

WHEREAS, bids were received and reviewed by the Township Purchasing Agent, and;

WHEREAS, Franc Environmental of new Jersey, Inc. of Horsham, PA submitted the lowest responsible and responsive bid for sludge and waste water removal services, and;

WHEREAS, the Township Purchasing Agent has recommended awarding a contract to Franc Environmental, Inc. for sludge removal services from April 1, 2014 through March 31, 2016 in the amount of \$ 88.95 per 1000 gallons removed & Disposed and \$ 50.00 per 1000 gallons Transferred, and;

WHEREAS, the Township Purchasing Agent has or will certify that funds are available for this purpose from line item 04-31-455-203 Sewer O&E in this budget year and will also in succeeding years.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek does hereby award a contract to Franc Environmental of New Jersey, Inc. for sludge and waste water removal services from April 1, 2014 through March 31, 2016 in the amount of \$ 88.95 per 1000 gallons removed & Disposed and \$ 50.00 per 1000 gallons Transferred.

The motion for Resolution 2014-58, awarding a contract to Franc Environmental of New Jersey, Inc. in the amount of \$ 88.95 per 1000 gallons removed & disposed and \$ 50.00 per 1000 gallons Transferred for sludge and waste water removal services from April 1, 2014 through March 31, 2016 passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Venable, Palombo, Pompper and Bradway

Nays: none Abstain: none Absent: none

Motion (Palombo, Breslin) for Resolution 2014-59 A Resolution awarding a contract to Mid-Atlantic Waste Systems to provide and install a new Automated Arm on trash truck #9C at a cost of \$ 22,059.00.

**RESOLUTION 2014-59**

**AWARDING A CONTRACT TO MID-ATLANTIC WASTE SYSTEMS TO PROVIDE AND INSTALL A NEW  
AUTOMATED ARM ON TRASH TRUCK # 9C FOR THE AMOUNT OF \$ 22,059.50**

WHEREAS, the Township of Lower Alloways Creek has need to replace the automated arm on Trash Truck # 9C and;

WHEREAS, the Township had previously authorized the Purchasing Agent to advertise such specifications necessary to receive bids for such services, and;

WHEREAS bids have been received and opened at the advertised date and time, and;

WHEREAS, Mid-Atlantic Waste Systems submitted the lowest bid at \$ 22,059.50, and;

WHEREAS, the Chief Financial Officer has provided a certification of availability of funds in the amount of \$ 22,059.50 in the Capital Budget (account #C-04-55-168-000 PW Equipment), and;

WHEREAS, the Public Works Foreman and Purchasing Agent of the Township are recommending the contract be awarded to Mid-Atlantic Waste Systems.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek does hereby award a contract to Mid-Atlantic Waste Systems of Chester, PA to provide and install a new automated arm on trash truck # 9C for the amount of \$ 22,059.50.

BE IT FURTHER RESOLVED that the Mayor and Clerk be authorized to sign a contract for such services.

The motion for Resolution 2014-59, awarding a contract to Mid-Atlantic Waste Systems to provide and install a new Automated Arm on trash truck #9C at a cost of \$ 22,059.00 passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Breslin, Pompper, Venable and Bradway

Nays: none      Abstain: none      Absent: none

Motion (Venable, Pompper) for Resolution 2014-60 A Resolution awarding a contract to Power Place, Inc. to provide a Rotary Mower Unit for the amount of \$ 9,950.00.

**RESOLUTION 2014-60**

**AWARDING A CONTRACT TO POWER PLACE, INC TO PROVIDE A ROTARY MOWER UNIT  
FOR THE AMOUNT OF \$ 9,950.00**

WHEREAS, the Township of Lower Alloways Creek has need to replace a rotary mower unit and;

WHEREAS, the Township had previously authorized the Purchasing Agent to advertise such specifications necessary to receive bids for such, and;

WHEREAS bids have been received and opened at the advertised date and time, and;

WHEREAS, Power Place, Inc. of Whitehouse, New Jersey submitted the lowest bid at \$ 9,950.00, and;

WHEREAS, the Chief Financial Officer has provided a certification of availability of funds in the amount of \$ 9,950.00 in the Capital Budget (account #C-04-55-168-000 PW Equipment), and;

WHEREAS, the Superintendent of Public Works and Purchasing Agent of the Township are recommending the contract be awarded to Power Place, Inc of Whitehouse, New Jersey.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek does hereby award a contract to Power Place, Inc. to provide a new rotary mower unit.

BE IT FURTHER RESOLVED that the Mayor and Clerk be authorized to sign a contract for such services.

The motion for Resolution 2014-60, awarding a contract to Power Place, Inc. to provide a Rotary Mower Unit for the amount of \$ 9,950.00 passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Pompper, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Palombo) for Resolution 2014-61 A Resolution authorizing Municipal consent for the conduct of a Raffle.

#### **RESOLUTION 2014 - 61**

##### **A RESOLUTION AUTHORIZING MUNICIPAL CONSENTFOR CONDUCT OF A RAFFLE**

WHEREAS, the March of Dimes Foundation, Inc. has submitted a properly executed Application for a License to operate an On-Premise Raffle at 1 Alloway Creek Neck Road., Hancocks Bridge New Jersey in LAC Township, and

WHEREAS, the Committee has reviewed said Application and has determined that the applicant is qualified and that the members designated to conduct these games are qualified, and

WHEREAS, the Committee has determined that the games will be conducted according to the regulations of the Legalized Games of Chance Act.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek, hereby grants municipal consent to the March of Dimes Foundation, Inc to conduct an On-Premise Raffle on: 4/4/2014, 4/11/2014, 4/18/2014, 4/25/2014, 5/1/2014, 10/3/2014, 10/10/2014, 10/17/2014, 10/24/2014, 10/31/2014, at 12:00 PM, at 1 Alloways Creek Neck Road, Hancocks Bridge, NJ 08038 and does also hereby waive any municipal fee.

The motion for Resolution 2014-61, authorizing Municipal consent for the conduct of a Raffle passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Palombo, Breslin, Venable and Bradway

Nays: none Abstain: none Absent: none

Motion (Breslin, Palombo) for Resolution 2014-62 A Resolution authorizing the receipt of application for MAPSA Summer Camp Supervisor and Camp Counselors.

#### **RESOLUTION 2014-62**

##### **A RESOLUTION TO AUTHORIZE THE RECEIPT OF APPLICATIONS FOR SUMMER CAMP SUPERVISOR AND COUNSELORS FOR THE SUMMER 2014 MAPSA CAMP PROGRAM**

WHEREAS, the MAPSA Committee of the Township of Lower Alloways Creek Township have requested that applications be received for Summer Camp Supervisor and Counselors be hired to assist with the MAPSA summer camp program, and;

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it does hereby authorize the receipt of applications for Summer Camp Supervisor and Counselors to work with the MAPSA Committee during the 2014 MAPSA Summer Camp Program

BE IT FURTHER RESOLVED that this resolution be forwarded to the MAPSA Committee.

The motion for Resolution 2014-62 passed authorizing the receipt of application for MAPSA Summer Camp Supervisor and Camp Counselors a vote of the Township Committee as follows: 4-0-1

Ayes: Breslin, Palombo, Pompper and Venable  
Nays: none Abstain: Bradway Absent: none

Motion (Pompper, Venable) for Resolution 2014-63 A Resolution authoring the sale of surplus public property at Govdeals.com online auction.

**RESOLUTION 2014 - 63**

**A RESOLUTION TO AUTHORIZE THE SALE OF SURPLUS PUBLIC PROPERTY ITEMS AT GOVDEALS.COM ONLINE AUCTION.**

WHEREAS, The Township of Lower Alloways Creek has surplus public property items, which it no longer has need of for public service; and,

WHEREAS, N.J.S.A. 40A 11-36 authorizes municipalities to offer for sale, public property which is no longer needed for public service; and,

WHEREAS, the Township Committee does authorize the following items:

1. Three metal filing Cabinets
2. Standing Barricades
3. Avaya Phone System – phones and program terminals  
Municipal Building and Public Works
4. Printer stand
5. HP Proliant350 computer
6. Safriland Walther-P99 4” BBL S\$W SW99 4” BBL Holster
7. Leatherwood 3X9X40 Camputer A.R.T. Rifle Scope
8. # 12 Dump Truck. F-600 Ford 1981
9. # 19 Flat Bed Dump Truck C-70 1985.

be offered for auction online through Govdeals.com whose headquarters are located in Montgomery Alabama, pursuant to New Jersey Public Property Laws and Local Finance Notice 2008-09.

NOW, THEREFORE BE IT RESOLVED THAT the Township Committee of the Township of Lower Alloways Creek does authorize the sale of this surplus public property by online auction at Govdeals.com and does authorize the Purchasing Agent to negotiate with Govdeals.com as to the terms and conditions of their commission and any other particulars pertaining to the auction.

BE IT FURTHER RESOLVED that the terms and conditions of the online auction be available at the Municipal Clerk’s Office and available through the auction website pursuant to Local Finance Notice 2008-09.

The motion for Resolution 2014-63, authoring the sale of surplus public property at Govdeals.com online auction passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway  
Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) for Resolution 2014-64 A Resolution authorizing Municipal consent for the conduct of a Raffle.

**RESOLUTION 2014 - 64**

**A RESOLUTION AUTHORIZING MUNICIPAL CONSENTFOR CONDUCT OF A RAFFLE**

**WHEREAS**, the Lower Alloways Creek Fire Co. Ladies Auxiliary has submitted a properly executed Application for a License to operate an Off-Premise Raffle at 15 New Street., Hancocks Bridge New Jersey in LAC Township, and

**WHEREAS**, the Committee has reviewed said Application and has determined that the applicant is qualified and that the members designated to conduct these games are qualified, and

**WHEREAS**, the Committee has determined that the games will be conducted according to the regulations of the Legalized Games of Chance Act.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Lower Alloways Creek, hereby grants municipal consent to the Lower Alloways Creek Fire Co. Ladies Auxiliary to conduct an On-Premise Raffle on: September 22, 2014 at 3:00 PM, at 15 New Street, Hancocks Bridge, NJ 08038 and does also hereby waive any municipal fee.

The motion for Resolution 2014-64, authorizing Municipal consent for the conduct of a Raffle passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none      Abstain: none      Absent: none

Mr. Breslin and the NJ League of Municipalities have brought attention to an agreement being made by the NJBPU and Verizon to significantly reduce the number of homes required to be “hooked up” to high speed internet through Verizon phone lines. A comment period on this deal to the NJ BPU is about to close and many organizations are calling for all municipalities to write the BPU to hold Verizon to their original plan. Verizon’s plan from the early 2000’s was to upgrade all of NJ to be able to have access to reasonably fast internet services. Verizon although indicating they have fully done so, actually have not provided but a small portion of NJ with such internet services, because running expensive fiber optic cabling is required. For more than a decade they have been collecting an additional tax to implement this upgrade to their phone service, but now want to scale that implementation back considerably. Many rural, sparsely populated municipalities are hoping to get high speed internet for all their residents by having the PBU hold Verizon to their original plan, while Verizon siting newer technologies and competition want no part of rewiring many parts of New Jersey.

Motion (Venable, Breslin) for Resolution 2014-65 A Resolution expressing the Township Committee’s opinion to the proposed Stipulation of Agreement between the NJ Board of Public Utilities Board Staff and Verizon New Jersey relating to alternate plan for regulation (“PAR-2”) and Verizon’s compliance with Opportunity New Jersey (“ONJ”)

New Jersey Board of Public Utilities  
Kristi Izzo, Secretary  
44 South Clinton Avenue, 9<sup>th</sup> Floor  
Post Office Box 350  
Trenton, New Jersey 08625-0350

Re: IN THE MATTER OF VERIZON NEW JERSEY, INC.’s ALLEGED FAILURE TO  
COMPLY WITH OPPORTUNITY NEW JERSEY COMMITMENTS  
DOCKET NO. T012020155

Dear Ms. Izzo,

We asked that the Board please consider the following comments of the Lower Alloways Creek Township Committee, Salem County to the proposed Stipulation of Agreement between Board Staff and

Verizon New Jersey relating to alternate plan for regulation (“PAR-2”) and Verizon’s compliance with Opportunity New Jersey (“ONJ”) and the proposal to make broadband services available to areas with “A minimum of 35 (thirty-five) single-line customers located in a given “census tract”.

WHEREAS, the Township of Lower Alloways Creek suffers from an inadequate and aging copper wire telephone communications infrastructure, that routinely fails during damp and wet weather, leaving residents with no means of land line communication; and,

WHEREAS, the Township of Lower Alloways Creek suffers from fair to no cellular phone service, and whereas the population density of the Township of Lower Alloways Creek does not meet the criteria set forth in the stipulation of settlement for additional improvements by Verizon to address these matters; and

WHEREAS, in addition to telephone voice land line communication problems, one third of the Township or approximately 600 residents have no opportunity for broadband internet service as the copper wiring is inadequate to support such communications, depriving the school aged children in this area the opportunities others have, who happen to live on a street with enough homes to be granted those services; and

WHEREAS, the Township of Lower Alloways creek lies entirely within the 10 mile Emergency Management Zone of the Salem and Hope Creek Nuclear Power Plants making communication with residents and other agencies critical; and,

WHEREAS, residents of the Township of Lower Alloways Creek as well as the Office of Emergency Management and Public Safety Departments of the Township suffer from the inadequate and aging copper telecommunications provided by Verizon, making reverse 911 and global connect routinely fail during inclement weather and emergencies when getting information to residents is essential.

THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it hereby does vehemently object to this proposed stipulation of settlement between Verizon and the BPU regarding additional changes and another scaled back compromise to Verizon’s compliance with Opportunity New Jersey (“ONJ”).

The motion for Resolution 2014-65 passed a vote of the Township Committee as follows: 5-0

Ayes: Venable, Breslin, Palombo, Pompper, and Bradway

Nays: none      Abstain: none      Absent: none

## **ORDINANCE (PUBLIC HEARING)**

**Ordinance 2014-02** An ordinance to exceed the municipal budget appropriation limits and to establish a CAP bank in accordance with N.J.S.A. 40A:4-45.14.

Mayor Bradway opened the meeting to a Public Hearing on Ordinance 2014-02.

No one from the Public had any comments.

Mayor Bradway closed the Public Hearing on Ordinance 2014-02.

Motion (Pompper, Venable) for final adoption of Ordinance 2014-02 an ordinance to exceed the municipal budget appropriation limits and to establish a CAP bank in accordance with N.J.S.A. 40A:4-45.14.

**ORDINANCE 2014-02**  
**CALENDAR YEAR 2014**



AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO  
ESTABLISH A CAP BANK IN ACCORDANCE WITH N.J.S.A. 40A:4-45.14

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Lower Alloways Creek Township Committee of the Township of Lower Alloways Creek in the County of Salem finds it advisable and necessary to increase its CY 2014 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Lower Alloways Creek Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$ **213,776.00** in excess of the increase in final appropriation otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Lower Alloways Creek Township Committee hereby determines that any amount authorized herein above that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Lower Alloways Creek Township Committee of the Township of Lower Alloways Creek, in the County of Salem, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2014 budget year, the final appropriations of the Township of Lower Alloways Creek shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$ **213,776.00**, and that the CY 2014 municipal budget for the Township of Lower Alloways Creek be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriations in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within five (5) days introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director with five (5) days after such adoption.

Public Hearing on this Ordinance shall be on Tuesday, March 18, 2014 at 7:30 p.m., at the Municipal Building, 501 Locust Island Road, Hancock's Bridge, New Jersey.

This Ordinance which was introduced for First Reading on February 18, 2014 shall be published by Title in the Today's Sunbeam and placed on the Township's Bulletin Board giving notice of said Public Hearing as required by Law.

Final: March 18, 2014

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MAYOR BRADWAY			Y			
MR. BRESLIN			Y			
MR. PALOMBO			Y			
MRS. POMPPER	M		Y			
MR. VENABLE		S	Y			

**OLD BUSINESS: None**

**NEW BUSINESS:**

2014 Budget Introduction

Motion (Pompper, Venable) to introduce the 2014 budget in the amount of \$ 9,490,895.09

**2014 BUDGET RESOLUTION**

**MUNICIPAL BUDGET OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK, COUNTY OF SALEM, FOR THE FISCAL YEAR 2014.**

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Year 2014;

BE IT FURTHER RESOLVED that said Budget be published in the SOUTH JERSEY TIMES in the issue of April 5th, 2014.

THE GOVERNING BODY of the Township of Lower Alloways Creek does hereby approve the following as the Budget for the Year 2014.

Totals of Revenues and Appropriations being \$ 9,490,895.09

Nine million four hundred ninety thousand eight hundred ninety-five dollars and nine cents

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, on April 15, 2014 at 7:30 o'clock pm at which time and place, objections to said Budget and Tax Resolution for the year 2014 may be made by the taxpayers or other interested persons.

The motion to introduce the 2014 Budget in the amount of \$ 9,490,895.09 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo, and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) to approve the attendance of Kevin Clour at the Governmental Purchasing Association of NJ, Inc. Conference to be held April 9-11 in Atlantic City at a cost of \$502.20.

The motion to approve the attendance of Kevin Clour at the Governmental Purchasing Association of NJ, Inc. Conference to be held April 9-11 in Atlantic City at a cost of \$502.20 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) to approve the purchase and installation of a new 100 amp 3 phase manual transfer switch, with Hubbell 100 amp 3 phase pin and sleeve plug and receptacle, 125 amp main breaker panel, wire and testing by Eric Krise at a cost of \$ 4332.00.

The motion to approve the purchase and installation of a new 100 amp 3 phase manual transfer switch, with Hubbell 100 amp 3 phase pin and sleeve plug and receptacle, 125 amp main breaker panel, wire and testing by Eric Krise at a cost of \$ 4332.00 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Venable) to approve the purchase of a new computer for the Clerk at a cost not to exceed \$800.00.

The motion to approve the purchase of a new computer for the Clerk at a cost not to exceed \$800.00 passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Venable, Breslin, Palombo and Bradway

Nays: none Abstain: none Absent: none

Motion (Breslin, Pompper) to approve the purchase of two new computers for the Police Department at a cost not to exceed \$1600.00.

The motion to approve the purchase of two new computers for the Police Department at a cost not to exceed \$1600.00 passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Pompper, Palombo, Venable and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Breslin) to place disabled residents on the list to receive wood when available from the Public works Department.

The motion to place disabled residents on the list to receive wood when available from the Public works Department passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Breslin, Venable, Palombo and Bradway

Nays: none Abstain: none Absent: none

### **Alloways Creek Bank Phase II Project**

The Township received a correspondence from our engineering firm that an archeological study must be done at the site of this project. Cost estimates are in the range of about \$15,000.00 to do this. In addition two property owners have not returned consent forms for the work to be perform along their properties. The Committee discussed their options and the costs and came to a consensus that all work on this project should stop and no more money be spent and it may be revisited if the two remaining home owners sign their consent forms. [Other problems in that area include a boat ramp on a property that at extreme high tide floods back across Poplar Street. Recently a ditch in the area was cleaned out, which now is draining this water back to the creek.]

**CORRESPONDENCE:** When received, dispersed to the appropriate person.

### **REPORTS TO THE COMMITTEE & COMMITTEE REPORTS**

#### **Public Safety**

Mr. Sowers commented about the process of getting a Prescription Drop off Box and having it installed in the lobby of the Police Department. Mr. Sowers stated that the new Police car still has not arrived yet.

## **Public Works**

Mr. Fogg stated that as an addition to the Monthly Report all the Public Works personnel have now had their DOT physicals (#7) and the electrical panel in Unit C16 was replaced because rain water had run down the service wires and the panel had gotten wet (#9). The new form residence must sign for Dumpster use is being used and the rules will be followed better.

Mr. Venable would like to know if the Committee would be interested in possible changing the Land Use Ordinance to accommodate a resident who by combining two properties, still just barely does not make the lot depth requirement. Mr. Venable has talked with the Tax Assessor and the Planning Board Solicitor regarding this and feels the Committee should consider this property owners plight. The properties if combine would meet every requirement except the 200 ft depth needed, it would be a shame to make the resident spend thousands of dollars to go before the Planning Board for a variance. Mr. Venable stated that the properties probably should have been designated as Village years ago, like properties right down the street. If it had been designated such, it would be a conforming lot. Mrs. Pompper stated that this is something that really rests with the Planning Board and any suggested changes should be brought to the Township Committee by them.

Mr. Palombo, Mrs. Pompper and Mr. Breslin had no further comments.

Mayor Bradway recognized the passing of Gladys Hurff who had served the Township in many capacities over many years.

**PUBLIC COMMENT** No one from the public indicated that they wished to make any comments.

## **CLOSED SESSION**

Motion (Breslin, Pompper) to convene into a Closed Session of Business 8:30 pm

### **RESOLUTION 2014- 66 A RESOLUTION FOR A CLOSED SESSION**

BE IT RESOLVED, by the Township Committee of the Township of Lower Alloways Creek that a portion of the meeting of the Township Committee be closed to the public to enable the Township Committee to discuss, and where appropriate, take action concerning the following matter(s) as permitted by N.J.S.A. 10:4-12:

\_\_\_\_ 3. Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

\_\_\_\_ 4. Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

\_\_\_\_ 7. Any pending or anticipated litigation or contract negotiation other than in (4) above in which the public body is, or may become a party. Any matter falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

More specifically, the matter to be discussed involves the following:

- A. Contracts – CWA 1085 and Police FOP
- B. Litigation – Grievance – Venable – DeParre - Rambo

BE IT FURTHER RESOLVED, that the matters discussed will be available for public inspection

- A. At such time the matter is concluded
- B. At such time the matter is concluded

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately.

**BE IT FURTHER RESOLVED** that this Closed Session is expected to continue for 30 (thirty) Minutes and that further business by the Committee will take place at its conclusion.

The motion for the Closed Session of Business passed a vote of the Committee as follows: 5-0

Ayes: Breslin, Pompper, Palombo, Venable and Bradway

Nays: none Abstain: none Absent: none

Motion (Venable, Breslin) to come out of the Closed Session of business. 9:06 pm

The motion to come out of the Closed Session of Business passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Palombo, Pompper, Venable and Bradway

Nays: none Abstain: none Absent: none

### **BUSINESS AFTER CLOSED SESSION**

Motion (Pompper, Breslin) for Resolution 2014-67, a Resolution authorizing the advertisement for a Part – Time, on call, as needed Police Officer.

### **RESOLUTION 2014-67**

WHEREAS, the Township Committee of the Township of Lower Alloways Creek desires to hire additional Part- Time Police Officers to fill in for vacations and other time off of the Township's Police Officers, and;

WHEREAS, the Township Committee of the Township of Lower Alloways Creek desires to advertise for the receipt of applications for Part – Time, on call, as needed Police Officer.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it does authorize the advertisement for the receipt of applications for a Part – Time, on call, as needed Police Officer.

BE IT FURTHER RESOLVED that the Director of Public Safety shall receive the applications and conduct standard back ground checks on the individuals who apply, as necessary to determine their fitness for employment as a Part – Time, on call, as needed Police Officer.

The motion for Resolution 2014-67, authorizing the advertisement for a Part – Time, on call, as needed Police Officer passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Palombo, Pompper, Venable and Bradway

Nays: none Abstain: none Absent: none

Motion (Pompper, Breslin) to continue the increased working hours of the Dorothy Coleman, Administrative Assistant to 35 hours per week, for an additional 45 days, due to the need to train a new employee.

The motion to temporarily increase the working hours of the Dorothy Coleman, Administrative Assistant to 35 hours per week, for an additional 45 days, due to the need to train a new employee passed a vote of the Township Committee as follows: 5-0

Ayes: Pompper, Breslin, Palombo, Venable and Bradway

By: \_\_\_\_\_  
Mayor, Timothy W. Bradway